

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

BENTLEY A. HOLLANDER	:	
Plaintiff,	:	CIVIL ACTION
	:	
v.	:	
	:	
TIMEX GROUP USA, INC., f/k/a	:	
TIMEX CORPORATION	:	No. 10-429
Defendants.	:	

ORDER

AND NOW, this 24th day of March 2010, upon consideration of Defendant's Motion to Dismiss (Document No. 10), and Plaintiff's response thereto, it is hereby ORDERED that the motion is GRANTED in part and DENIED in part as follows:

1. The motion is GRANTED as to all allegations of false marking under 35 U.S.C. § 292(a) for articles marked prior to January 29, 2005, as agreed by the parties.
2. The motion is DENIED in all other respects.

BY THE COURT:



Berle M. Schiller, J.